

0035



# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

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Salt Lake City, Utah 84180-1203  
801-538-5340

March 6, 1991

CERTIFIED RETURN RECEIPT REQUESTED  
P 074 979 030

Mr. Blake Webster  
PacifiCorp Electric Operations  
Fuel Resources  
P.O. Box 26128  
Salt Lake City, Utah 84126-0128

Dear Mr. Webster:

Re: Finalized Assessment for State Violation #N90-32-6-1,  
PacifiCorp Electric Operations, Deer Creek Mine,  
ACT/015/018, Folder #5, Emery County, Utah

The civil penalty for the above-referenced violation has been finalized. This assessment has been finalized as a result of a review of all pertinent data and facts including those presented in the assessment conference by you or your representative and the Division of Oil, Gas and Mining inspector.

Within fifteen (15) days of your receipt of this letter, you or your agent may make a written appeal to the Board of Oil, Gas and Mining. To do so, you must escrow the assessed civil penalty with the Division within a maximum of thirty (30) days of receipt of this letter, but in all cases prior to the Board Hearing. Failure to comply with this requirement will result in a waiver of your right of further recourse.

If no timely appeal is made, this assessed civil penalty must be tendered within thirty (30) days of your receipt of this letter. Please remit payment to the Division, mail c/o Vicki Bailey at the address listed above.

Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink, appearing to read 'Tom Mitchell', written over a large, stylized scribble.

Tom Mitchell  
Assessment Conference Officer

Enclosure  
cc: John C. Kathmann, OSM, AFO

**WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES  
UTAH DIVISION OF OIL, GAS AND MINING**

COMPANY/MINE PacifiCorp Electric/Deer Creek NOV #N90-32-6-1

PERMIT # ACT/015/018 VIOLATION 1 of 1

Assessment Date 3/6/91 Assessment Officer Tom Mitchell

Nature of  
Violation: Accurate maps clearly depicting surface facilities  
and drainage structures.

Date of Termination: 2/25/91

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Previous Violations	<u>0</u>	<u>0</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>0</u>	<u>0</u>
Extent of Damage	<u>0</u>	<u>0</u>
(b) Hindrance to Enforcement	<u>15</u>	<u>15</u>
(3) Negligence	<u>8</u>	<u>8</u>
(4) Good Faith	<u>-0</u>	<u>-10</u>
Total Points	<u>23</u>	<u>13</u>
TOTAL ASSESSED FINE		<u>\$ 130.00</u>

**NARRATIVE:**

(Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

The operator exercised diligence in abating the violation.

jbe  
ACT015/018